

BEFORE THE
UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Market Dominant Product Prices
Inbound Market Dominant Multi-Service Agreements
with Foreign Postal Operators
PostNL–United States Postal Service Bilateral
Agreement (MC2010-35)
Negotiated Service Agreement

Docket No. R2015-3

PUBLIC REPRESENTATIVE MOTION FOR LEAVE TO REPLY
TO POSTAL SERVICE COMMENTS CONCERNING
TYPE 2 RATE ADJUSTMENT AND ROYAL POSTNL BV
NEGOTIATED SERVICE AGREEMENT

(December 9, 2014)

The Public Representative hereby moves for leave to reply to the comments filed by the Postal Service in this docket on December 5, 2014.¹ In its comments, the Postal Service alleges that the Public Representative's comments, which concluded that the Postal Service did not demonstrate that the negotiated rates in the Royal PostNL BV – United States Postal Service Strategic Bilateral Agreement (PostNL 2014 Agreement) improve the net financial position of the Postal Service, is the result of mistaken assumptions. The comments of the Public Representative were filed December 2, 2014.² The PR Comments were accompanied by a nonpublic library reference showing the basis for the Public Representative's conclusion.³

The Public Representative response that is the subject of this motion addresses the Postal Service's comments by reviewing the factual basis for the Public Representative's conclusion and clarifying the differences between the nonpublic library

¹ United States Postal Service Comments in Response to Public Representative Comments on Postal Service Notice Concerning of Type 2 Rate Adjustment and Royal PostNL BV Negotiated Service Agreement, December 5, 2014 (USPS Comments).

² Public Representative Comments on Postal Service Notice Concerning Type 2 Rate Adjustment and Royal PostNL BV Negotiated Service Agreement, December 2, 2014 (PR Comments).

³ Public Representative Notice of Nonpublic Library Reference PR-LR-R2015-3/NP1 Concerning Royal PostNL BV Negotiated Service Agreement, December 2, 2014.

reference and the Postal Service's financial model with respect to the financial results of the PostNL 2014 Agreement at the negotiated rates compared to the UPU default rates. The Public Representative believes doing so should assist the Commission to properly assess whether the negotiated rates of the PostNL 2014 Agreement constitute an improvement over the UPU default rates and therefore improve the net financial position of the Postal Service. The Public Representative's response, in the form of reply comments, is being filed concurrently with this motion.

The Public Representative respectfully requests that the Commission grant this motion, and consider the reply comments of the Public Representative provided in response to the USPS Comments.

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